

The Honorable John H. Chun

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

AMAZON.COM, INC.,

Defendant.

Case No. 2:23-cv-0932-JHC

**PLAINTIFF’S UNOPPOSED  
MOTION TO SEAL PLAINTIFF’S  
OPPOSITION TO DEFENDANT’S  
MOTION TO SEAL  
COMMERCIALLY SENSITIVE AND  
IRRELEVANT INFORMATION**

NOTE ON MOTION CALENDAR:  
Monday, July 31, 2023

Pursuant to Local Rule 5(g), the Federal Trade Commission (“FTC” or the “Commission”) respectfully requests the Court seal its Opposition to Defendant’s Motion to Seal Commercially Sensitive and Irrelevant Information (Dkt. #56) (“Opposition”). In its Opposition, the FTC quotes and discusses materials that Defendant Amazon.com, Inc. (“Amazon”) seeks to seal, as indicated in Amazon’s filings. *See* Dkt. #43 ¶¶ 3-4 (Declaration of Laura Flahive Wu), Dkt. #44 (Exhibits to Declaration of Laura Flahive Wu). Although the FTC does not agree that the materials ultimately should be sealed, the FTC files this Motion to avoid mooted Amazon’s

1 Motion to Seal by publicly disclosing the sealed materials and to comply with the Court's July 5,  
2 2023 Order (Dkt. #14 ¶ 8).

3 **LOCAL RULES 7(g)(3)(A), 7(e) CERTIFICATION**

4 FTC counsel Evan Mendelson, Olivia Jerjian, and Thomas Maxwell Nardini, and  
5 Amazon counsel Laura Flahive Wu, Kevin Kelly, and Ryan Miller met and conferred by  
6 videoconference on July 17, 2023 regarding Amazon's request to seal the materials referenced  
7 herein. *See* Dkt. #43 ¶ 5. The parties did not reach an agreement and, as a result, the FTC will  
8 file its Opposition today. On July 27, 2023, Amazon counsel Laura Flahive Wu consented, by  
9 email to Olivia Jerjian, to this Motion to Seal the Opposition.

10 I certify that this memorandum contains 119 words, in compliance with the Local Civil  
11 Rules.

12 Dated: July 31, 2023

/s/ Olivia Jerjian

13 EVAN MENDELSON (DC Bar #996765)  
14 OLIVIA JERJIAN (DC Bar #1034299)  
15 THOMAS MAXWELL NARDINI  
16 (IL Bar #6330190)  
17 Federal Trade Commission  
18 600 Pennsylvania Avenue NW  
19 Washington, DC 20580  
20 (202) 326-3320; emendelson@ftc.gov (Mendelson)  
21 (202) 326-2749; ojerjian@ftc.gov (Jerjian)  
22 (202) 326-2812; tnardini@ftc.gov (Nardini)

18 COLIN D. A. MACDONALD (WSBA # 55243)  
19 Federal Trade Commission  
20 915 Second Ave., Suite 2896  
21 Seattle, WA 98174  
22 (206) 220-4474; cmacdonald@ftc.gov (MacDonald)

23 Attorneys for Plaintiff  
FEDERAL TRADE COMMISSION